

IN THE UNITED STATES DISTRICT COURT
OR THE EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA, CASE NO. CV F 05-0594 LJO SMS

14 STEVE HEMPLING, d/b/a
15 FREE ENTERPRISE SOCIETY,
Defendant

Defendant.

17 This Court entered its March 13, 2008 Order on Government’s Permanent Injunction and
18 Sanctions Motion (“March 13 order”). The March 13 order includes a “**PERMANENT INJUNCTION**
19 **ORDER**” (page 20, line 21 to page 21, line 8) (“permanent injunction order”) which, among other
20 things, enjoins defendant Steve Hempfling, d/b/a Free Enterprise Society (“Mr. Hempfling”), to
21 promote, organize or sell abusive tax shelters. Plaintiff United States of America (“Government”) fears
22 that Mr. Hempfling will interpret the permanent injunction order as a mandatory, not prohibitory,
23 injunction. To clarify, the permanent injunction order is prohibitory and prohibits and precludes Mr.
24 Hempfling from engaging in described activities and matters. The “**FURTHER ORDERS**” (page 21,
25 lines 9-26) of the March 13 order are mandatory and mandate and require Mr. Hempfling to perform
26 described activities and matters.

27 This Court ADMONISHES Mr. Hempfling that he is subject to sanctions and/or penalties
28 if Mr. Hempfling disobeys and/or fails to comply with the March 13 order. This Court

1 **ADMONISHES Mr. Hempfling's counsel that counsel is subject to sanctions and/or penalties if**
2 **counsel assists Mr. Hempfling to disobey and/or to fail to comply with the March 13 order.**

3 IT IS SO ORDERED.

4 **Dated: March 21, 2008**

/s/ Lawrence J. O'Neill

5 UNITED STATES DISTRICT JUDGE

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